

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

**10/563912**  
UnassignedINTERNATIONAL APPLICATION NO.  
**PCT/EP2004/005559**INTERNATIONAL FILING DATE  
**21 May 2004**PRIORITY DATE CLAIMED  
**22 July 2003**

## TITLE OF INVENTION

**PHARMACEUTICAL COMPOSITIONS COMPRISING ASCORBIC ACID FOR THE TREATMENT OF FUNGAL SUPERINFECTIONS  
AND FUNGAL RECURRENCES**

APPLICANT(S) FOR DO/EO/US

**MIALLAND**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below.
  4. ☐ The U.S. has been elected (Article 31).
  5. A copy of the International Application as filed (35 U.S.C. 371(c)(2).
    - a. ☒ is attached hereto (16 pages specification, claims & abstract (17 claims), 0 sheets drawings).
    - b. ☐ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3)
    - a. ☐ is attached hereto (        pages specification, claims & abstract (        claims),        sheets drawings,        page Certificate of Translation).
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
    - d. ☐ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3).
  9.
    - a. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4).
    - b. ☒ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (1 page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5).
- Items 11 To 20 below concern document(s) or information included:**
11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
  12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
  13.
    - a. ☒ A FIRST preliminary amendment.
    - b. ☐ A SECOND or SUBSEQUENT preliminary amendment.
  14. ☐ An Application Data Sheet under 37 C.F.R. § 1.76.
  15. ☐ A substitute specification.
  16. ☐ A change of power of attorney and/or address letter.
  17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
  18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
  19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
  20. ☒ Other items or information. PCT/IB/304; Int'l Search Report w/refs.

IAP20 Rec'd PCT/PTO 10 JAN 2006

|  |                    |   |               |                          |                        |
|--|--------------------|---|---------------|--------------------------|------------------------|
| U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)   |                    | INTERNATIONAL APPLICATION NO.   |               | ATTORNEY'S DOCKET NUMBER |                        |
| Unassigned   |                    | PCT/EP2004/005559   |               | 622-91                   |                        |
| <input checked="" type="checkbox"/> The following fees are submitted:  |                    |   |               |                          |                        |
| <b>BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):</b>  |                    |   |               |                          |                        |
| 21. <input checked="" type="checkbox"/>  | Basic national fee |   |               | \$                       | 300.00                 |
| 22. <input checked="" type="checkbox"/>  | Examination Fee    |   |               | \$                       | 200.00                 |
| 23. <input checked="" type="checkbox"/>  | Search Fee         |   |               | \$                       | 400.00                 |
|  |                    |   |               | \$                       | 900.00                 |
| <b>TOTAL OF ABOVE CALCULATIONS</b>   |                    |   |               | \$                       | 900.00                 |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.   |                    |   |               |                          |                        |
| Total Sheets   | Extra Sheets       | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE          |                          |                        |
| 16   | 0                  | /50 = 0.00  | \$0.00 (1681) |                          |                        |
|  |                    |   | \$0.00 (2681) |                          |                        |
| Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).   |                    |   |               |                          |                        |
| \$ 0.00  |                    |   |               |                          |                        |
| CLAIMS   | NUMBER FILED       | # EXTRA   | RATE          |                          |                        |
| Total Claims   | 16                 | minus 20 =  | 0 X           | \$50.00 (1615)/          | \$25.00 (2615)         |
| Independent Claims   | 1                  | minus 3 =   | 0 X           | \$200.00 (1614)          | \$100.00 (2614)        |
| MULTIPLE DEPENDENT CLAIMS(S) (if applicable) \$360.00 (1616)/\$180.00 (2616)   |                    |   |               |                          |                        |
| Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) |                    |   |               |                          |                        |
| \$ 0.00  |                    |   |               |                          |                        |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.  |                    |   |               |                          |                        |
| Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).  |                    |   |               |                          |                        |
| + TOTAL NATIONAL FEE = \$ 900.00   |                    |   |               |                          |                        |
| Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property +   |                    |   |               |                          |                        |
| \$ 0.00  |                    |   |               |                          |                        |
| Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)   |                    |   |               |                          |                        |
| \$ 0.00  |                    |   |               |                          |                        |
| <b>TOTAL FEES ENCLOSED = \$ 900.00</b>   |                    |   |               |                          |                        |
|  |                    |   |               |                          | Amount to be refunded: |
|  |                    |   |               |                          | \$                     |
|  |                    |   |               |                          | Amount to be Charged:  |
|  |                    |   |               |                          | \$                     |
| U.S. Application No. Unassigned; Atty Docket No. 622-91  |                    |   |               |                          |                        |

a. ☐ A check in the amount of \$900.00 to cover the above fees is enclosed.

- b. ☐ Please charge my Deposit Account No. 14-1140 in the amount of \$\_\_\_\_\_ to cover the above fees.  
A duplicate copy of this form is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.
- d. ☒ **CREDIT CARD PAYMENT FORM ATTACHED.**
- e. ☒ The entire content of International Application No. PCT/EP2004/005559 and any U.S. and foreign application(s) corresponding thereto, and 03077314.7, referred to in this application is/are hereby incorporated by reference in this application.

**NOTE:** Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.

**CORRESPONDENCE ADDRESS**

Direct all correspondence to:

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LCM:lfm

  
**Leonard C. Mitchard**

NAME

29,009

January 10, 2006

REGISTRATION NUMBER

Date